

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
February 2, 2009**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:05 A.M., on February 2, 2009, in Board Room 1, Suite 201, Department of Health Professions, 9960 Mayland Drive, Richmond, Virginia.

MEMBERS PRESENT: Lynne Cooper, Citizen Member, Chairperson
John M. Horn, L.P.N.

STAFF PRESENT: Jane Elliott, R.N., Ph.D., Discipline Staff

OTHERS PRESENT: Anne Joseph, Deputy Director, Administrative Proceedings Division

CONFERENCES
SCHEDULED: **Kathleen Joyner, L.P.N. 0002-042112**
Ms. Joyner appeared.

CLOSED MEETING: Mr. Horn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 10:00 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Joyner. Additionally, Mr. Horn moved that Dr. Elliott and Ms. Joseph attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 10:15 A.M.

Mr. Horn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

ACTION: Mr. Horn moved to recommend the Board issue an order of reprimand to Kathleen Joyner and further order Ms. Joyner to complete the National Council of State Boards of Nursing course "Sharpening Critical Thinking Skills" The motion was seconded and carried unanimously.

As provided by law, this recommendation will be presented to the Board. If accepted, this decision shall become a Final Order thirty days after service of such order on Ms. Joyner unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Joyner within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this conference committee shall be vacated.

CONFERENCES

SCHEDULED:

Lavoris Jones, L.P.N. 0002-057019

Ms. Jones appeared.

CLOSED MEETING:

Mr. Horn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 11:15 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Jones. Additionally, Mr. Horn moved that Dr. Elliott and Ms. Joseph attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 11:25 A.M.

Mr. Horn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Mr. Horn moved to issue an order of reprimand to Lavoris Jones.

The motion was seconded and carried unanimously.

As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Jones unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Jones within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this conference committee shall be vacated.

CONFERENCES

SCHEDULED:

Mary Trammell, R.N. 0002-201213

Ms. Trammell appeared.

CLOSED MEETING:

Mr. Horn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 12:02 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Trammell. Additionally, Mr. Horn moved that Dr. Elliott and Ms. Joseph attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 12:25 P.M.

Mr. Horn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION: Mr. Horn moved to order Mary Trammell to provide evidence of completing the National Council of State Boards of Nursing courses “Professional Accountability and Legal Liability” and “Ethics of Nursing Practice” within sixty days of entry of the order.
The motion was seconded and carried unanimously.

As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Trammell unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Trammell within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this conference committee shall be vacated.

**CONFERENCES
SCHEDULED:**

Gary Kisner, L.P.N. 0002-057032
Mr. Kisner did not appear.

CLOSED MEETING: Mr. Horn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 12:30 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Kinser. Additionally, Mr. Horn moved that Dr. Elliott and Ms. Joseph attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 12:40 P.M.

Mr. Horn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

ACTION: Mr. Horn moved to refer the case of Gary Kinser to the Board of Nursing or a panel thereof for a formal hearing.
The motion was seconded and carried unanimously.

**CONFERENCES
SCHEDULED:**

McArthur Taylor, L.P.N. 0002-040887
Mr. Taylor appeared.

CLOSED MEETING: Mr. Horn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 1:46 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Taylor. Additionally, Mr. Horn moved that Dr. Elliott and Ms. Joseph attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 2:00 P.M.

Mr. Horn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

ACTION: Mr. Horn moved to close the case and impose no sanction due to insufficient evidence to warrant disciplinary action by the Board of Nursing.
The motion was seconded and carried unanimously.

CONFERENCES
SCHEDULED: **Sally Thompson, R. N. Reinstatement Applicant 0001-142675**
Ms. Thompson appeared, accompanied by Leigh Kammerer, Health Practitioners Intervention Program.

CLOSED MEETING: Mr. Horn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 2:35 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Thompson. Additionally, Mr. Horn moved that Dr. Elliott and Ms. Joseph attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 2:45 P.M.

Mr. Horn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

ACTION: Mr. Horn moved to issue an order to reinstate the license of Sally Thompson to practice as a registered nurse contingent upon Ms. Thompson remaining in compliance with the Health Practitioners Intervention Program contract and/or the monitoring program with any state licensed.
The motion was seconded and carried unanimously.

As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Thompson unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Thompson within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this conference committee shall be vacated.

CONFERENCES

SCHEDULED:

Sheryl Mason, L.P.N. Reinstatement Applicant 0002-048568

Ms. Mason appeared, accompanied by Leigh Kammerer, Health Practitioners Intervention Program.

CLOSED MEETING:

Mr. Horn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 3:24 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Mason. Additionally, Mr. Horn moved that Dr. Elliott and Ms. Joseph attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 3:30 P.M.

Mr. Horn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Mr. Horn moved to issue an order to deny Sheryl Mason's petition for reinstatement of her license to practice as a practical nurse in Virginia. The motion was seconded and carried unanimously.

As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Mason unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Mason within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this conference committee shall be vacated.

ADJOURNMENT:

The Board adjourned at 3:45 P.M.

Jane Elliott, R.N., Ph.D.
Discipline Staff

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TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 12:30 P.M., February 2, 2009 in Board Room 1, Department of Health Professions, 9960 Mayland Drive, Richmond, Virginia

MEMBERS PRESENT: Lynne M. Cooper, Citizen Member
John M. Horn, L.P.N.

STAFF PRESENT: Linda Kleiner, R.N., Discipline Case Manager

PRESENTED FOR CLOSURE/ADVICE:

CLOSED MEETING: Mr. Horn moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 12:30 P.M. for the purpose of deliberation regarding case disposition. Additionally, Mr. Horn moved Ms. Kleiner attend the closed meeting because her presence in the closed meeting is deemed necessary, and her presence will aid the Committee in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 1:15 P.M.

Mr. Horn moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

Investigative reports regarding three registered nurses and two practical nurses were reviewed.

ACTION: Mr. Horn moved to offer four of the above individuals a prehearing consent order in lieu of further administrative proceedings.
The motion was seconded and carried unanimously.

Ms. Cooper moved that one of the above individuals should be scheduled for an informal conference.
The motion was seconded and carried unanimously.

ADJOURNMENT: The Committee adjourned at 1:20 P.M.

Linda Kleiner, R.N.
Discipline Case Manager